

**SURFACE TRANSPORTATION STB  
SECTION OF ENVIRONMENTAL ANALYSIS**

**POST ENVIRONMENTAL ASSESSMENT**

ENVIRONMENTAL RECOMMENDATIONS IN  
STB DOCKET NO. AB-33 (Sub-No. 265X)

**May 21, 2008**

**ABANDONMENT TYPE**

The time for comments on the Environmental Assessment (EA) has expired in this:

☒ (X) Notice of Exemption    ☐ ( ) Petition for Exemption    ☐ ( ) Regulated Abandonment

☐ ( ) **NO NEW COMMENTS WERE RECEIVED**

☒ (X) **NEW COMMENTS WERE RECEIVED**

RECOMMENDATION:      Remove Section 106 Condition in AB-33 (Sub-No. 265X)  
                                 – Union Pacific Railroad Company - Abandonment and  
                                 Discontinuance of Trackage Rights Exemption -  
                                 In Los Angeles County, California

By decision served on May 7, 2008, the Board imposed a condition requiring Union Pacific Railroad Company to retain its interest in and take no steps to alter the historic integrity of all sites and structures on the right-of-way that are 50 years old or older until completion of the Section 106 process of the National Historic Preservation Act, 16 U.S.C. 470f (NHPA).

**Comments on the EA**

In a letter dated May 15, 2008, the California Department of Parks and Recreation's Office of Historic Preservation (State Historic Preservation Office or SHPO) submitted comments stating that the proposed project will have no effect on historic properties.

Pursuant to the Section 106 regulations of the NHPA at 36 CFR 800.5(b), and following consultation with the SHPO and the public, we have determined that the proposed abandonment would not affect historic properties listed in or eligible for inclusion in the National Register of Historic Places. The documentation for this finding, as specified at 36 CFR 800.11(e), consists of the railroad's Historic Report, all relevant correspondence, and the April 11, 2008 Environmental Assessment, which have been

provided to the SHPO and made available to the public through posting on the Board's website at <http://www.stb.dot.gov>.

**Accordingly, we recommend that the Section 106 condition imposed in the Board's May 7, 2008 Decision be removed.**

SEA CONTACT: Christa Dean 245-0299

E1-7316  
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**OFFICE OF HISTORIC PRESERVATION  
DEPARTMENT OF PARKS AND RECREATION**

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REC'D URMH  
MAY 19 2008  
LAW DEPT

May 15, 2008

Reply To STB080227A

Gabriel S. Meyer  
Union Pacific Railroad  
1400 Douglas Street  
STOP 1580  
Omaha, NE 68179

Re: Proposed Abandonment and Discontinuance of Trackage Rights on the Santa Monica Industrial Lead, from Milepost 485.61 to Milepost 486.00 - STB Docket No. AB-33 (Sub-No. 265X)

Dear Mr Meyer:

You have provided me with information regarding how the above project may affect historic properties. You have done this, and are consulting with me, in order to enable the Surface Transportation Board (STB) to comply with Section 106 of the National Historic Preservation Act and implementing regulations codified at 36 CFR Part 800.

I have reviewed the documentation furnished and considered your recommendation to the STB that there are no historic properties that may be affected by these undertakings. Based on that review, I have the following comments:

- 1) The project, as described, will have no effect on historic properties.
- 2) I would not object to an official finding by the STB that there are no historic properties that may be affected by these undertakings.
- 3) I will assume that the STB has made this finding unless I hear to the contrary from them within 15 calendar days of their receiving a copy of this letter.

Thank you for considering historic properties during project planning. If you have any questions, please contact Natalie Lindquist of my staff at (916) 654-0631 or e-mail at [nlindquist@parks.ca.gov](mailto:nlindquist@parks.ca.gov).

Sincerely,

*Susan K Shattler for*

Milford Wayne Donaldson, FAIA  
State Historic Preservation Officer